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ATTORNEYS FOR DEFENDANT ATIRA TECHNOLOGIES,
LLC.

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

XS Holding B.V., derivately on behalf of
Xsient Technologies, LLC and XET Holding
Co., LLC, and separately on its own behalf,

Plaintiff,

v.

COOL EARTH SOLAR, INC., a Delaware
corporation; ROB LAMKIN, an individual;
LAWRENCE ASUNCION, an individual;
SOLAR COMPONENTS LLC, a Delaware
limited liability company; NATHAN
SCHULHOF, an individual; M. JAMES
BULLEN, an individual; MARTIN N.
LETTUNICH, and XSLENT, LLC; and
STEFAN MATAN, an individual; ATIRA
TECHNOLOGIES, LLC, a Nevada Limited
liability company;

Defendants.

CASE NO. C08 02282 (RMW)

DEFENDANT ATIRA TECHNOLOGIES,
LLC'S JOINDER TO DEFENDANTS
MARTIN LETTUNICH'S AND STEFAN
MATAN'S MOTION TO DISMISS THIS
ACTION FOR LACK OF DIVERSITY
JURISDICTION AND FAILURE TO NAME
INDISPENSABLE PARTIES
[FED.R.CIV.P.RULE 12(B)(1), (7).]

Date: July 25, 2008

Time: 9:00 a.m

Judge: The Hon. Ronald M. Whyte

Defendant Atira Technologies, LLC hereby joins in the Motion to Dismiss This Action
for Lack of Diversity Jurisdiction and Failure to Name Indispensable Parties of Co-defendants
Martin Lettunich and Stefan Matan, filed electronically with this Court on May 22, 2008.

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Dated: June 9, 2008

BERLINER COHEN

BY: /s/ CHRISTINE H. LONG
FRANK R. UBHAUS
CHRISTINE H. LONG
ATTORNEYS FOR DEFENDANT ATIRA
TECHNOLOGIES, LLC.